

1 BARRY J. PORTMAN
Federal Public Defender
2 JOHN PAUL REICHMUTH
Assistant Federal Public Defender
3 555 - 12th Street
Suite 650
4 Oakland, CA 94607-3627
Telephone: (510) 637-3500
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Counsel for Defendant CRUZ RAMIREZ
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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|------------------------------|---|--------------------------------------|
| 11 UNITED STATES OF AMERICA, |) | No. CR-09-0933-CW |
| |) | |
| 12 Plaintiff, |) | STIPULATION TO CONTINUE; |
| |) | PROPOSED ORDER CONTINUING |
| 13 vs. |) | CASE AND EXCLUDING TIME UNDER |
| |) | THE SPEEDY TRIAL ACT |
| 14 JOSE CRUZ RAMIREZ, |) | |
| |) | |
| 15 Defendant. |) | |
| _____ |) | |
| 16 | | |

17 IT IS HEREBY STIPULATED, by and between the parties to this action, that the
18 TRIAL OR MOTIONS SETTING OR DISPOSITION HEARING date of June 30, 2010
19 scheduled at 10:00 a.m., before the Hon. Donna M. Ryu, be vacated and re-set for July 29,
20 2010 at 10:00 a.m., before the Oakland Duty Magistrate, for TRIAL OR MOTIONS
21 SETTING OR DISPOSITION HEARING.

22 The reason for this request is that defense counsel needs additional time to review and
23 have translated a plea offer with Mr. Ramirez, and both counsel will be gone for several
24 weeks during the month of July. Defense counsel anticipates beginning a family-related leave
25 on the morning of June 30 and continuing until approximately July 12.

26 The parties agree and stipulate that the time until July 29, 2010 should be excluded,

1 under18 U.S.C. §3161(h)(7)(A) and (B)(4) because the ends of justice served by the granting
2 of the continuance outweigh the best interests of the public and the defendant in a speedy and
3 public trial. The continuance is necessary to accommodate counsel's preparation efforts.

4
5 Date 6/25/10 /s/
6 John Paul Reichmuth
7 Assistant Federal Public Defender
8 Counsel for defendant CRUZ RAMIREZ

9 Date 06/26/10 /s/
10 John Cooke
11 Assistant United States Attorney

12 I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this e-filed document.

/S/ JOHN PAUL REICHMUTH

ORDER

The court finds that the ends of justice served by the granting of the continuance outweigh the best interests of the public and the defendant in a speedy and public trial. The continuance is necessary to accommodate counsel's preparation efforts and continuity of counsel. Based on these findings, IT IS HEREBY ORDERED THAT the above-captioned matter is continued to July 29, 2010 at 10:00 a.m., before the Oakland Duty Magistrate, and that time is excluded from June 30, 2010 until July 29, 2010 pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(4).

IT IS SO ORDERED.

June 28, 2010
Date



HON. DONNA M. RYU
UNITED STATES MAGISTRATE JUDGE